

U.S. PATENT AND TRADEMARK OFFICE

FEB 11 2005

FORM PTO-1083
Docket No. 539.302
In re application of: Bristol, et al.

Serial No. 10/007,772

Filed: November 8, 2001

For: Implantable Therapeutic Substance Infusion Device
Configuration System

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313-1450

Sir: Transmitted herewith is an amendment in the above-identified application.

[] Applicant claims small entity status.
[] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
[X] No additional fee is required. The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA
TOTAL	31	MINUS	** 31	= 0
INDEP.	6	MINUS	*** 6	= 0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
RATE	ADDITIONAL FEE
\$25	\$
\$100	\$
	\$0
TOTAL ADDITIONAL FEE	
	\$0

OTHER THAN A SMALL ENTITY	
RATE	ADDITIONAL FEE
\$50	\$
\$200	\$
	\$
TOTAL	
	\$0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.
[] Please charge by Deposit Account No. 061910 in the amount of \$0. A duplicate copy of this sheet is attached.
[] A check in the amount of \$0.00 is attached.
[X] The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 061910. A duplicate copy of this sheet is attached.

[x] Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
[x] Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

James J. Parke 50,886

#3077658\1



THE UNITED STATES PATENT AND TRADEMARK OFFICE

AF | 2125
SPW
A

In Re Application of: Bristol, et al.

) Art Unit: 2125
)
)

Application No.: 10/007,772

) Our Ref. 539.3027.1
(formerly 539.337.3.1)

Filed: November 8, 2001

)
) Examiner: Gandhi, Jayprakash N.
)

For: IMPLANTABLE THERAPEUTIC
SUBSTANCE INFUSION DEVICE
CONFIGURATION SYSTEM

)
) I hereby certify this correspondence is being:
)
) [X] deposited with the United States Postal Service as first
class mail in an envelope addressed to:
Commissioner for Patents, Alexandria, VA 22313-1450.
) [] facsimile transmitted to the Patent and Trademark
Office
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To: MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on this 8th day of February, 2005.
By Theresa Russek
Theresa Russek

AMENDMENT

The present communication is a response to the Final Office Action mailed on November 10, 2004, in the above-identified application. Changes to any amended claim are shown by strike-through for deleted matter, or underlining for added matter.

Amendments begin on page 2 of this paper.

Remarks begin on page 6 of this paper.